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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No.: CR 09-0764 VRW
)	
Plaintiff,)	
)	
v.)	STIPULATION AND PROPOSED ORDER
)	EXCLUDING TIME UNDER THE SPEEDY
JOSE RODRIGUEZ-ANTECON,)	TRIAL ACT, 18 U.S.C. § 3161
)	
Defendant.)	
)	

On October 1, 2009, the parties appeared before the Court and set a schedule for motions briefing. At that time the parties agreed and the Court ordered that this matter be continued until November 5, 2009, to afford adequate preparation of counsel and assure continuity of counsel. The parties agree that, taking into account the public interest in prompt disposition of criminal cases, good cause exists for this extension.

The defendant also agrees to exclude for this period of time any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the continuance was the

reasonable time necessary for continuity of counsel and effective preparation. 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: October 1, 2009

/s/
BENJAMIN P. TOLKOFF
Assistant United States Attorney

DATED: October 1, 2009

/s/
JODI LINKER
Attorney for JOSE RODRIGUEZ-ANTECON

~~PROPOSED~~ ORDER

For the reasons stated above, the Court finds that the continuation of this matter from October 1, 2009 to November 5, 2009, is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161 (h)(7)(A). The failure to grant the requested continuance would deny the defendant effective preparation of counsel, and would result in a miscarriage of justice. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.

DATED: 10/16/2009

HONORABLE
Chief Judge

